



Onyx Pharmaceuticals, Inc.  
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Richmond, CA 94806  
[www.onyx-pharm.com](http://www.onyx-pharm.com)  
Tel. 510.222.9700  
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Facsimile Transmittal Form

TO: Ex T. N G V Y E N  
FROM: Greg Smith  
DATE: 2/13/03

Number of Pages (including cover): 7

Comments:

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Thank you

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Facsimile Transmittal Form

TO: GTO - Ex. NGUYEN  
ART UNIT 1632

FROM: Giotta

DATE: 8/19/02

Number of Pages (including cover): 5

Comments:

Response to Restriction Requirement  
in 09/714, 409

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HP LASERJET 3150  
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15102229758  
AUG-19-02 3:49PM

JOB	START TIME	USAGE	PHONE NUMBER/ADDRESS	TYPE	PAGES	MODE	STATUS
784	8/19 3:47PM	0'00"	17033057401	SEND.....	0		
784	8/19 3:48PM	1'09"	703 305 7401	SEND.....	5 / 5	EC144	REMOTE FAX WAS BUSY..... 961 COMPLETED.....
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Onyx  
Pharmaceuticals  
Driving the Power of Science

Onyx Pharmaceuticals, Inc.  
1001 Corporate Dr.  
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Faxsimile Transmittal Form

TO: PTO - Ex. NGUYEN  
FROM: Giotta  
DATE: 8/19/02

Number of Pages (including cover): 5

Comments:  
Response to Restriction Requirement  
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## CERTIFICATE OF FACSIMILE TRANSMITTAL

Facsimile Number: (703) 305-7401

Date of Transmission: August 19, 2002

I hereby certify that this correspondence (and all other documents mentioned therein) are being transmitted by facsimile to Assistant Commissioner for Patents, Washington, DC 20231, to the above facsimile number, on the above date.

*Gregory S. Otto*

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application ) PATENT APPLICATION  
Inventor(s): Leisa Johnson, Ali Fattaey )  
and Terry Hermiston )  
SC/Serial No.: 09/714,409 )  
Filed: November 14, 2000 )  
Title: An Oncolytic Adenovirus )

RESPONSE TO OFFICE ACTION

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

In response to the Restriction Requirement mailed June 12, 2002, Applicants elect without transverse, the species Ad E1a promoter.

The election does not require a change of inventorship.

The Commissioner is authorized to charge any fees associated with this communication to Deposit Account No. 15-0615 for any matter in connection with this response, including any

Attorney Docket: ONYX1033 ord  
09/714,409 - Restriction Response

03/12/2003 WPHILLIP 00000001 150615 09714409

Sale Ref: 00000001 DAH: 150615 09714409

01 FC:2252 208.00 CH

fee for extension of time, which may be required. A separate Petition for a 2-month extension of time is also transmitted herewith.

Respectfully submitted

Date: August 19, 2002

By: Gregory Giotta  
Gregory Giotta, Ph.D.  
Reg. No. 32,028

ONYX Pharmaceuticals, Inc.  
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